

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

December 9, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RE: REPLY TO DECEMBER 7, 2009 FINAL OFFICE ACTION
FOR: SERIAL NUMBER 10/709,880; ART UNIT 1626; FILED 6/3/2004;
TITLE: TOPICAL PREPARATION AND METHOD FOR TRANSDERMAL DELIVERY
AND LOCALIZATION OF THERAPEUTIC AGENTS
EXAMINER: JASON M. NOLAN

Dear Sir:

Enclosed please find a detailed forty-two (42) page reply to the above-referenced office action.

As this reply is timely filed and the number of claims is unchanged, no fees are due with this reply.

By and with this reply, I hereby request further examination and consideration of this application, with the amendments submitted, described and supported herein, and look forward to imminent issuing of a notice of allowance.

Very Truly Yours,



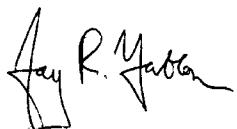
Jay R. Yablon
Registration # 30604

OK to enter
/JMN/

CERTIFICATION OF EFS-WEB TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is transmitted to the United States Patent via EFS-Web on the transmission date of December 9, 2009, pursuant to 37 C.F.R. 1.8.

Name of Person signing this certificate: Jay R. Yablon



Serial Number: 10/709,880

Art Unit: 1626

Filing Date: 6/3/2004

Examiner: Jason M. Nolan

Title of Invention: Topical Preparation and Method for Transdermal Delivery and Localization of Therapeutic Agents

Inventor: Richlin et al.

DETAILED REPLY TO SEPTEMBER 3, 2009 FINAL OFFICE ACTION

Following is a detailed reply to the above-referenced office action.

Amendments to the Claims begin on page 2.

Remarks begin on page 41.

Applicant and examiner Nolan have talked several times by telephone since this office action was issued, and have agreed that the amendments being submitted herewith are both suitable to bring this case to allowance and acceptable to applicants. These interviews will be memorialized by Examiner Nolan in an interview summary to be issued along with the notice of allowance. Applicants respectfully request entry of these amendments at this time.

If any final adjustments are required prior to allowance, applicant's counsel respectfully requests a telephone call from Examiner Nolan to make such final adjustments via examiner's amendment.